

United States District Court FILED

FOR THE NORTHERN DISTRICT OF CALIFORNIA

OCT 25 2006

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

VS.

Gerardo Alamilla-Barcenas

Docket Number: CR 06-00433-1 VRW

ORDER CONTINUING DATE OF JUDGMENT AND SENTENCE

ON MOTION OF THE PROBATION OFFICER and good cause appearing, it is hereby ordered that the judgment and sentence originally set for December 5, 2006 at 10:30 a.m. be continued until January 9, 2007 at 10:30 a.m..

Date:

W. L.

Vaughn R. Walker
Chief United States District Judge



UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA PROBATION OFFICE

IRIS R. WINEY

ACTING CHIEF U.S. PROBATION OFFICER

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October 23, 2006

The Honorable Vaughn R. Walker
Chief United States District Judge

RE: Gerardo Alamilla-Barcenas
CR 06-0433-01 VRW

Your Honor:

The purpose of this memorandum is to request a continuance for the sentencing on the above named case. Sentencing in this case is currently scheduled for December 5, 2006, at 10:30 a.m. This continuance is being requested due to administrative error in routing the presentence investigation. Moreover, the probation officer is awaiting discovery materials from the government involving the defendant's prior deportation proceedings and involvement in the instant offense. This information is key in determining the guideline calculations in this matter. Upon receipt of these documents, I will need additional time to prepare the presentence report.

The defense counsel and Assistant United States Attorney have been notified of this request and have no objections to the continuance. Accordingly, I am requesting that this matter be continued to January 9, 2007, at 10:30 a.m.

If there are any questions, please do not hesitate to contact me at (415) 436-7578.

Respectfully submitted,

Iris R. Winey
Acting Chief U.S. Probation Officer

By: D = J. Ackermann
David J. Ackermann
U.S. Probation Officer

Approved:

Jane Schlesett Jr.
Sheila John
Supervisory U.S. Probation Officer